

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA**

**THE TELEPHONE NUMBER FOR THE
BANKRUPTCY COURT IS (704) 350-7500**

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
401 WEST TRADE STREET, ROOM 111
CHARLOTTE, NORTH CAROLINA. 28202**

**J. CRAIG WHITLEY
JUDGE**

TELEPHONE (704) 350-7575

ANNOUNCEMENT

To reduce the possibility of exposure to the Coronavirus (COVID-19), **UNTIL FURTHER NOTICE JUDGE WHITLEY'S JUNE 2020 CHARLOTTE DIVISION HEARINGS** will be conducted as follows:

1. Except as provided in paragraph 3, **ALL HEARINGS WILL BE CONDUCTED TELEPHONICALLY.** Parties and counsel will not be permitted in the courtroom. Call in information is found below in paragraph 4.
2. **ALL PARTIES AND COUNSEL, INCLUDING INDIVIDUALS NOT REPRESENTED BY COUNSEL (“PRO SE PARTIES”), MAY APPEAR TELEPHONICALLY.** Represented parties wishing to participate in the hearing should call in with their counsel, on a single telephone line.
3. Exceptions:
 - a. Lengthy hearings. If a hearing will require more than 30 minutes, the parties should confer with one another and then contact chambers (704-350-7575) in advance of the scheduled hearing date for the purpose of obtaining a special setting. Normally, special settings will be heard later in the day of the originally scheduled hearing date. However, if these matters cannot be accommodated on that day, they will be set for another date.
 - b. Evidentiary hearings. If the hearing will require evidence, the parties should first confer with one another and then contact chambers (704-350-7575) in advance of the hearing date to obtain a special setting and to coordinate the presentation of that evidence. Evidentiary hearings will typically be set for a later date and conducted by Skype Business. Counsel and parties should confer and attempt to stipulate to as many of the uncontroverted facts and exhibits, as possible.

4. Call in & Other Technical Information:

a. Parties should call in 15 minutes before the scheduled time of the hearing. When Court is opened, the phone lines will be locked.

b. The call-in numbers for these hearings are:

Teleconference Number: 888-684-8852

Access Code: 7389051#

Security Code: 5986#

c. Please call in using a landline, if possible. The use of cell phones is discouraged due to the possibility of dropped connections. If you choose to use a cell phone and the connection is dropped, you will not be able to reconnect to the courtroom.

d. When Court begins, and UNTIL YOUR CASE IS CALLED, please MUTE your phone. Do not place the call on hold. WHEN YOUR CASE IS CALLED, UNMUTE your phone. The Court will ask for appearances in the case. At that point, state your name and your relationship to the case.

e. When your case is over, the Judge will tell you when it is appropriate to disconnect. Attorneys having multiple cases should, at the end of their last case, advise the Judge.

If you have questions, please contact chambers at 704-350-7575 or email hearings@ncwd.net. We appreciate your patience during this unprecedented public health challenge.

PLEASE SCROLL DOWN TO VIEW CALENDARS FOR THE WEEK

06/08/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, JUNE 8, 2020

9:30 a.m.

- 1) 7 Patricia G. Sinisi 18-31309 Court Order for Debtor to Appear and Show Cause [why this case should not be dismissed] (53/49)
- PENNEBAKER
SHUFORD, TR.
-
- 2) Adv Scott D. Nast 20-3035 Hearing on Amended Motion to Withdraw as Attorney in Adversary Proceeding (14)
v. Ch. 7
Tiffany Brinson 19-31332
- GOUDES
DUNCAN
-
- 3) 7 George M. Hunt 19-30334 Continued hearing on Trustee's Motion for Order Directing Turnover (27)
- DALRYMPLE, P.A.
CULP, TR.
-
- 4) 7 Keith E. Young 20-30396 Court Order for Debtor to Appear and Show Cause [why this case should not be dismissed] (16); Trustee's Objection to Dismissal of Case (20); Debtor's Response (24)
- Hearing on Trustee's Motion to Compel Production of Documents (21)
- PRO SE
CULP, TR.
-

- | | | | | |
|-----|-----|--|------------------------------|---|
| 5) | Adv | Shaf International, Inc.
v.
Jaffer Sait Mohammed | 19-3067
Ch. 7
19-30646 | Continued hearing on Defendant's Motion to Dismiss (10); Amended Motion (13) |
| | | WELLS/UMBERGER
TAYLOR | | |
| | | ----- | | |
| 6) | 7 | Consuelo Y. Stevenson | 19-30468 | Hearing on Trustee's Motion for Authority to Disburse Proceeds from Sale of Real Property to Bryant Gray (56) |
| | | SAFFA
TAYLOR, TR. | | |
| | | ----- | | |
| 7) | 7 | Gary L. Sachs
Cathy A. Sachs | 20-30327 | Hearing on Trustee's Objection to Exemptions (12) |
| | | CULP
MITCHELL, TR./TAYLOR | | |
| | | ----- | | |
| 8) | 7 | Mercy Diagnostics, Inc. | 19-30898 | Hearing on Trustee's Motion to Compel Production of Documents (224) |
| | | THOMPSON
HAYES, TR. | | |
| | | ----- | | |
| 9) | 7 | Michael A. Holley
Tawanna A. Holley | 19-31562 | Hearing on Partial Objection of the Trustee to Claim of Regional Acceptance Corporation (25) |
| | | WHITE
HAYES, TR. | | |
| | | ----- | | |
| 10) | 7 | Amanda Higgs | 20-30136 | Continued hearing on Trustee's Motion for Turnover of Tax Refunds (15) |
| | | SHEEK
HAYES, TR. | | |
| | | ----- | | |
| 11) | 7 | Lawrence Hatcher | 20-30444 | Hearing on Trustee's Motion for Turnover (15) |
| | | CROW
HAYES, TR. | | |

06/09/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, JUNE 9, 2020

9:30 a.m.

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|-------|----|--|----------|--|
| 1) | 11 | Ballantyne Brands, LLC
A Delaware LLC | 19-30083 | Hearing on Debtor's Objection to Scheduled Claims of Circle K Stores, Inc. (290); Response of Circle K Stores, Inc. (298)

Continued Court Ordered Status Hearing Regarding Order in Aid of Consummation (203/182) |
| | | WRIGHT
PATTERSON | | |
| ----- | | | | |
| 2) | 11 | Frog Pond Grading &
Paving, Inc. | 19-31725 | Continued hearing on Motion of Citizens Bank N.A. for Relief from the Automatic Stay or, in the Alternative, for Adequate Protection (63); Debtor's Response (70) |
| | | B. HAYES
BIRCHER | | |
| ----- | | | | |
| 3) | 11 | Shailesh Patel
Meena Patel | 20-30455 | Hearing on Debtors' Motion to Allow Debtors to Use Pre-Petition Federally Insured Financial Accounts and for Other Relief from the Operating Order (17) |
| | | PEARCE | | |
| ----- | | | | |
| 4) | 11 | BK Racing, LLC, et al. | 18-30241 | Hearing on Motion of Third-Party Atlantic Union Bank to Quash or, Alternatively, Modify Subpoena; Motion for Protective Order (444/445); Objection of Matthew W. Smith, Chapter 11 Trustee (453) |
| | | PRO SE
SMITH, TR./HOUSTON
SCHILLI | | |

06/10/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, JUNE 10, 2020

9:30 a.m.

11	Kaiser Gypsum Company, Inc.	16-31602	Hearing on Debtors' Fourteenth Motion for Entry of an Order Extending Period Within Which the Debtors May Remove Actions (2226)
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RAYBURN/MILLER/GORDON/RUSH/GREEN

06/12/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, JUNE 12, 2020

Steven G. Tate, Trustee

9:30 a.m.

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|----|----|--------------------------------------|----------|--|
| 1) | 13 | Ricko L. Kerlee
Barbara G. Kerlee | 18-40188 | 2nd continued hearing on Trustee's Motion to Dismiss Case (40)

Hearing on Debtors' Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (50); Trustee's Response (52) |
| | | WILLCOX
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| 2) | 13 | Timothy N. Burrell | 18-40362 | Hearing on Debtor's Motion to Approve Sale of Residence (74) |
| | | CARRUTHERS
----- | | |
| 3) | 13 | Jeffrey L. McGalliard | 19-40410 | 2nd continued hearing on Trustee's Motion to Dismiss Case (13) |
| | | LEONARD
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| 4) | 13 | Carl B. Sheehan
Robin C. Sheehan | 20-40116 | Court Order for Debtors to Appear and Show Cause [for failure to timely pay the filing fee for this case] (4/1)

Court Order for Debtors to Appear and Show Cause [for failure to file a complete voluntary petition] (14/1) |
| | | HAY
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| 5) | 13 | Tony R. McDonald, Sr. | 15-40385 | Hearing on Debtor's Motion for Hardship Discharge (47) |
| | | MCKEE
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- 6) 13 Thomas A. Smith 19-40462 Hearing on Trustee's Objection to Confirmation
Yolanda K. Smith of Plan; Motion to Dismiss (29/26/20/16)
- MCKEE

- 7) 13 Wayne E. Goode, Jr. 16-40480 Continued hearing on Trustee's Motion to
Dismiss Case (59)
- Continued hearing on Debtor's Motion for
Plan Payment Moratorium and for Hearing to
Review Status of Plan (61); Trustee's Response
(63); Response of Wilmington Savings Fund
Society, FSB, as Trustee of Stanwich Mortgage
Loan Trust A (64)
- PLANER
JONAS

- 8) 13 John S. Brooks 19-40447 Continued hearing on Trustee's Objection to
Confirmation of Plan; Motion to Dismiss
(12/9/3)
- PLANER

- 9) 13 Kevin L. Fillenwarth 17-40127 Hearing on Debtors' Motion to Modify Chapter
Millie E. Fillenwarth 13 Plan (74); Trustee's Response (75)
- CARTER

- 10) 13 Nancy L. Luckey 19-40444 Continued for status hearing regarding Order
Granting Motion to Approve Trial Mortgage
Modification (27)
- CARTER

- 11) 13 Gennie E. Thackerson 18-40401 Hearing on Debtor's Motion to Modify
Chapter 13 Plan (34); Trustee's Response (36)
- W. S. GARDNER

- 12) 13 Clinton E. Epley 19-40135 Continued hearing on Trustee's Motion to
Modify Plan (35); Debtor's Response (36)
- W. S. GARDNER

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|-----|----|---|----------|---|
| 13) | 13 | Gitaben P. Mack

W. S. GARDNER

----- | 19-40263 | Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (41); Trustee's Response (43) |
| 14) | 13 | David A. Greene

FARMER
VINING

----- | 17-40176 | 2nd continued hearing on Trustee's Motion to Dismiss Case (44)

Continued hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (46); Trustee's Response (49); Response of Carrington Mortgage Services, LLC (51) |
| 15) | 13 | June E. Ouellette

FARMER

----- | 19-40045 | Hearing on Trustee's Motion to Dismiss Case (27) |
| 16) | 13 | Dale S. Roberson
Lois E. Roberson

FARMER

----- | 19-40051 | 2nd continued hearing on Trustee's Motion to Dismiss Case (25) |
| 17) | 13 | Johnny E. Rhodes, III

FARMER
STEIN

----- | 19-40108 | Hearing on Motion of New Rez, LLC for Relief from Stay and Co-Debtor Stay (35); Debtor's Response (36) |
| 18) | 13 | Kevin L. Roberts

FARMER

----- | 19-40295 | Hearing Trustee's Motion to Dismiss Case or to Modify Plan (25) |
| 19) | 13 | Sandra C. Davis

LUTZ

----- | 18-40337 | Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (43); Trustee's Response (43) |

20)	13	Mark D. Dore	18-40420	Hearing on Trustee's Motion for Status Hearing (52)
		LUTZ		

21)	13	James P. Toole, II Karen R. Toole	18-40427	Hearing on Motion of the Debtors for Plan Payment Moratorium and for Hearing to Review Status of Plan (37); Trustee's Response (39)
		LUTZ		

22)	13	Michael J. Mintz	19-40001	2nd continued hearing on Trustee's Motion to Dismiss Case (31)
		LUTZ		

23)	13	Crystal G. McMahan	19-40282	Continued hearing on Debtor's Objection to Proof of Claim filed by Microf Inc. (17); Response of Microf, LLC in Opposition to Debtor's Objection (18)
		LUTZ REDMAN		

24)	13	Rochelle M. Avant	20-40023	2nd continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (11/10/2)
		LUTZ VINING		Hearing on Debtor's Motion for Moratorium and to Modify Plan (16); Trustee's Response (17); Response of Carrington Mortgage Services (18)

25)	13	William T. Patterson, II	20-40045	Hearing on Objection of Systems & Services Technologies, Inc. to Confirmation of Plan (18); Plan (15/14/12/2)
		LUTZ LAMB		

10:30 a.m.

26) 7 Benda W. Roehm

20-40030

Hearing on Trustee's Motion for Authority to
Sell Real Property Free and Clear of Liens (23);
Trustee's Response [to his own motion] (27)

W. S. GARDNER
SUMMERLIN, TR.

NO COURT

***THERE ARE NO HEARINGS SCHEDULED FOR
JUNE 11, 2020***

***SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.***